

**RESOLUTION NO. 2012-250**

**RESOLUTION OF THE BARNEGAT TOWNSHIP SEWER AND  
WATER DEPARTMENT, COUNTY OF OCEAN, STATE OF NEW  
JERSEY, WAIVING WATER AND SANITARY SEWER FEES FOR 63  
LEXINGTON BOULEVARD, BARNEGAT, NEW JERSEY INASMUCH  
AS THE PROPERTY IS INHABITABLE RESULTING FROM A FIRE**

**WHEREAS,** the Barnegat Township Sewer and Water Department and the Township Committee of the Township of Barnegat (hereinafter collectively referred to as the "Township") has been advised of a fire at 63 Lexington Boulevard, Block 114.26, Lot 92, Barnegat Township, New Jersey, which occurred on or about August 13, 2011; and

**WHEREAS,** the Township has been advised that as a result of the structural fire, the property has been uninhabitable since August 13, 2011; and

**WHEREAS,** inasmuch as the property has been uninhabitable since August 13, 2011, no sanitary sewer or water services have been demanded for the property; and

**WHEREAS,** the Township has been requested to waive any sanitary sewer or water charges accruing to the property since August 13, 2011, until a new Certificate of Occupancy is issued so as to allow the property to again be utilized as a living unit; and

**WHEREAS,** the Township finds that this request is appropriate and necessary under the circumstances.

**DASTI, MURPHY  
McGUCKIN, ULAKY,  
CHERKOS & CONNORS**

COUNSELLORS AT LAW

620 WEST LACEY ROAD  
P.O. BOX 1057  
FORKED RIVER, N.J. 08731

**NOW, THEREFORE, BE IT RESOLVED**, this     day of April, 2012, by the Township Committee of the Township of Barnegat, County of Ocean, State of New Jersey, as follows:

1.     The Township hereby waives any sanitary sewer and water charges due for 63 Lexington Boulevard, Barnegat Township, New Jersey from August 13, 2011 until the property is provided with a new Certificate of Occupancy.

2.     The Township authorizes and directs the Mayor, Township Administrator, and Township Clerk to execute any and all necessary documents in order to implement the intent of this Resolution.

3.     A certified copy of this Resolution shall be forwarded by the Township Clerk to the following:

- (a) Honorable Alfonse Cirulli, Barnegat Township Mayor;
- (b) David Breeden, Township Administrator;
- (c) Barnegat Township Tax Department;
- (d) Jerry J. Dasti, Esquire

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**CERTIFICATION**

I certify that the foregoing Resolution was duly adopted by the Township of Barnegat at a meeting held on April 23, 2012, a quorum being present and voting in the majority.

**SHARON AUER, ACTING TOWNSHIP CLERK**

Prepared by:

DASTI, MURPHY, McGUCKIN, ULAKY,  
CHERKOS & CONNORS  
Forked River, New Jersey 08731

JJD:faw/Barnegat Resolutions 2012-GL#20148]

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